

# HOUSE BILL No. 1433

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 35-45-2-5.

**Synopsis:** Domestic violence and telephone access. Creates a criminal offense when a person prevents a domestic battery victim from calling for help by damaging or moving the telephone or telephone equipment.

**Effective:** July 1, 2001.

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January 11, 2001, read first time and referred to Committee on Courts and Criminal Code.

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First Regular Session 112th General Assembly (2001)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2000 General Assembly.

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A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

*Be it enacted by the General Assembly of the State of Indiana:*

1       SECTION 1. IC 35-45-2-5 IS ADDED TO THE INDIANA CODE  
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
3 1, 2001]: **Sec. 5. A person who knowingly or intentionally damages**  
4 **or moves a telephone or telecommunication device, line, wire,**  
5 **cable, or conduit with the intent to obstruct or delay a telephone**  
6 **call by a person who:**  
7       **(1) is a victim of domestic battery under IC 35-42-2-1.3; and**  
8       **(2) is attempting to call:**  
9       **(A) for assistance; or**  
10       **(B) to report the domestic battery to a law enforcement**  
11       **agency;**  
12 **commits destruction of a communication device, a Class B**  
13 **misdemeanor. However, the offense is a Class A misdemeanor if**  
14 **the person has a prior unrelated conviction under this section.**



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